



NOTICE OF 30-DAY PUBLIC COMMENT PERIOD
Battle Oil (Former) Site
611 South Main Street, Marion, South Carolina

DHEC (the South Carolina Department of Health and Environmental Control) is accepting public comments on a proposed Voluntary Cleanup Contract through April 12, 2013.

The Voluntary Cleanup Contract, 13-6185-NRP, will affect approximately 1.67 acres identified by Tax Map Serial Number 518-14-04-000-000. A company known as JR Lex LLC ("JR Lex") wants to buy the property. This Voluntary Cleanup Contract will be between DHEC and JR Lex.

The Property is bounded generally by residential dwellings to the north with East Liberty Street (SC Highway 76) beyond; Spruce Street to the east; an IGA Supermarket to the south with Dixon Street beyond; and South Main Street to the west. The property was historically divided into various residential parcels and first developed in 1958 as a bulk fuel plant. The bulk fuel plant had four large above ground storage tanks, a fuel dispenser, an oil storage building, a loading dock, and an office. A 550 gallon gasoline underground storage tank (UST) was associated with the fuel dispenser. The exact location of the UST has not been determined. As early as 1994 the Property was cleared and is now vacant.

JR Lex intends to develop the Property for general retail purposes. JR Lex anticipates the creation of from 10 to 15 permanent jobs. If this Voluntary Cleanup Contract is implemented, DHEC will allow JR Lex to acquire the property as a "Brownfields Site" because of the potential for environmental pollution. JR Lex did not create the pollution, but will take steps to control it to keep the property safe for re-use.

DHEC will not hold JR Lex responsible for the pre-existing pollution in exchange for doing work under the Voluntary Cleanup Contract. Under State law, JR Lex will not be responsible if anyone is affected by the contamination. Entering into this contract does not reduce the responsibility of any former owners or operators of the site.

Under the proposed contract, JR Lex will test soil and groundwater from the Property. If significant contamination is found, JR Lex will be required to take additional steps to protect human health and the environment.

DHEC uses Voluntary Cleanup Contracts to keep Brownfield sites in productive reuse. The proposed contract is available at <http://www.scdhec.gov/environment/lwm/publicnotice.htm>. Printed copies may be obtained from the DHEC Freedom of Information Office at (803) 898-3882.

The public may provide written, email, or telephone comments on the proposed contract through April 12, 2013. Questions or comments may be directed to Jo Cherie Overcash, Project Manager, email OvercaJC@dhec.sc.gov, telephone (803) 896-4019, or Alex Fulmer, email FulmerWA@dhec.sc.gov or TOLL-FREE telephone (866) 576-3432. Written comments should be directed to either individual at SCDHEC, 2600 Bull Street, Columbia, SC 29201.